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Attorneys for Defendants  
MYXER INC., MICHAEL "MYK" WILLIS,  
SCOTT KINNEAR AND RON HARRIS

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

ARISTA RECORDS, LLC, a Delaware limited liability company, *et al.*

Case No. CV 08-03935 GAF (JCx)

**Plaintiffs,**

V.

MYXER INC., f/k/a mVISIBLE  
TECHNOLOGIES, INC., *et al.*,

**JOINT STIPULATION OF  
DISMISSAL OF ALL CLAIMS OF  
PLAINTIFF UMG RECORDINGS,  
INC. WITH PREJUDICE AS TO  
MICHAEL "MYK" WILLIS, SCOTT  
KINNEAR AND RON HARRIS AND  
WITHOUT PREJUDICE AS TO  
MYXER INC.**

**FED. R. CIV. PRO. 41(a)**

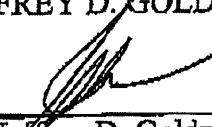
Winston & Strawn LLP  
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1                   **IT IS HEREBY STIPULATED AND AGREED**, by the undersigned  
2                   counsel for Plaintiff UMG Recordings, Inc. ("UMG") on the one hand, and the  
3                   undersigned counsel for Defendants Myxer Inc. f/k/a mVisible Technologies, Inc.,  
4                   Michael "Myk" Willis, Scott Kinnear and Ron Harris (collectively, the  
5                   "Defendants") on the other hand, that:

6                   (1) UMG's claims against Myk Willis, Scott Kinnear and Ron Harris be  
7                   dismissed *with prejudice* pursuant to Fed.R.Civ.Pro. 41(a),  
8                   without costs or attorneys' fees to UMG and/or Defendants and with none  
9                   of UMG and/or Defendants as a prevailing party; and  
10                  (2) UMG's claims against Myxer Inc. be dismissed *without prejudice*  
11                  pursuant to Fed.R.Civ.Pro. 41(a) without costs or attorneys' fees to UMG  
12                  and/or Defendants and with neither UMG and/or Defendants as a  
13                  prevailing party. The parties further stipulate and request that the Court  
14                  retain jurisdiction for the limited purpose of allowing the parties to file a  
15                  subsequent stipulation effecting the dismissal of Myxer Inc. *with prejudice*  
16                  on or around ninety-one days following the date hereof, upon the  
17                  occurrence of certain contractual conditions between the parties that  
18                  require in part that Myxer Inc. provide to UMG written verification that no  
19                  insolvency proceeding that may give rise to a disgorgement repayment is  
20                  filed or otherwise initiated by or against Myxer during a specified period.  
21                  Until the filing of the subsequent stipulation, Myxer shall be dismissed  
22                  without prejudice.

23                  Dated: August 4, 2011

24                  ~~JEFFER, MANGELS, BUTLER &~~  
25                  ~~MITCHELL LLP~~  
26                  ~~JEFFREY D. GOLDMAN~~

27                  By: 

28                  Jeffrey D. Goldman  
                        Attorneys for Plaintiff

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2  
3 Dated: August 4, 2011  
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6 WINSTON & STRAWN LLP  
7 MICHAEL S. ELKIN  
8 THOMAS P. LANE  
9 ERIN R. RANAHAN  
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12 By:   
13 Erin R. Ranahan  
14 Attorneys for Defendants  
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JOINT STIPULATION OF DISMISSAL OF ALL CLAIMS OF UMG

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